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11 *Attorneys for Plaintiff, U.S. Bank National Association, as Trustee, Successor in Interest to Bank*
12 *of America, National Association as Successor by Merger to LaSalle Bank National Association,*
13 *as Trustee for Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed*
14 *Certificates, Series 2005-HE6*

15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 U.S. BANK NATIONAL ASSOCIATION,
18 AS TRUSTEE, SUCCESSOR IN INTEREST
19 TO BANK OF AMERICA, NATIONAL
20 ASSOCIATION AS SUCCESSOR BY
21 MERGER TO LASALLE BANK
22 NATIONAL ASSOCIATION AS TRUSTEE
23 FOR CERTIFICATEHOLDERS OF BEAR
24 STEARNS ASSET BACKED SECURITIES I
25 LLC, ASSET-BACKED CERTIFICATES,
26 SERIES 2005-HE6,

27 Plaintiff,

28 vs.

FIDELITY NATIONAL TITLE GROUP,
INC.; FIDELITY NATIONAL TITLE
INSURANCE COMPANY; DOE
INDIVIDUALS I through X; and ROE
CORPORATIONS XI through XX, inclusive,

Defendants.

Case No.: 2:20-cv-01955-KJD-VCF

**STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND TO
FIDELITY'S MOTION FOR SUMMARY
JUDGMENT [ECF No. 72]**

(Second Request)

Plaintiff, U.S. Bank National Association, as Trustee, Successor in Interest to Bank of
America, National Association as Successor by Merger to LaSalle Bank National Association, as
Trustee for Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed
Certificates, Series 2005-HE6 ("U.S. Bank") and Defendant Fidelity National Title Insurance

1 Company (“Fidelity”), by and through their counsel of record, hereby stipulate and agree as
2 follows:

- 3 1. On September 25, 2023, Fidelity filed a Motion for Summary Judgment [ECF No. 72]
4 (“Motion”);
- 5 2. U.S. Bank’s deadline to respond to Fidelity’s Motion is currently October 16, 2023;
- 6 3. On October 12, 2023, the Nevada Supreme Court issued its opinion in *Deutsche Bank*
7 *National Trust Company v. Fidelity National Title Insurance Company*, Case No. 84161,
8 139 Nev. Ad. Rep. 45, 536 P.3d 915 (Nev. 2023) (“*Deutsche Bank Opinion*”).
- 9 4. On October 30, 2023, the appellant filed a Petition for Rehearing in *Deutsche Bank*. The
10 Petition for Rehearing was denied on November 13, 2023. The remittitur has not yet
11 issued.
- 12 5. The *Deutsche Bank Opinion* addresses the arguments in this matter; however, U.S. Bank
13 need additional time to analyze the *Deutsche Bank Opinion* in light of the recent denial of
14 rehearing and determine next steps;
- 15 6. U.S. Bank’s counsel is therefore requesting a thirty-day extension until Friday, December
16 15, 2023, to file its response to the pending Motion;
- 17 7. Counsel for Fidelity does not oppose the requested extension;

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1 8. This is the second request for an extension which is made in good faith and not for
2 purposes of delay.

3 **IT IS SO STIPULATED.**

4 DATED this 15th day of November, 2023.

DATED this 15th day of November, 2023.

5 WRIGHT, FINLAY & ZAK, LLP

SINCLAIR BRAUN LLP

6 /s/ Lindsay D. Dragon

/s/ Kevin Sinclair

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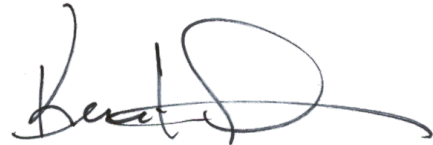
Encino, California 91436

Attorneys for Plaintiff

Attorneys for Defendants

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12 **IT IS SO ORDERED.**

13 Dated: November 16, 2023



UNITED STATES DISTRICT COURT JUDGE